

Filed at 2:19 PM

July 21, 2009

R. Seiden

DEPUTY CLERK, U.S. DISTRICT COURT  
MIDDLE DISTRICT OF GEORGIA

## IN THE UNITED STATES DISTRICT COURT

FOR THE MIDDLE DISTRICT OF GEORGIA

RECEIVED  
CLERK'S OFFICE

09 JUL 21 PM 2:08

U.S. DISTRICT COURT  
MIDDLE DIST. OF GEORGIA  
ATHENS, GEORGIALevi-Kenneth: Hodges  
Claimant

Vs

United States of America

)  
)  
)  
) TORT CLAIM FOR  
) INJURIES AND  
) DAMAGES

) 3:09-cv-89 (CDL)

To the United States of America

Jurisdiction for and the amount claimed rests in this COURT in accordance with Title 28 CHAPTER 171 Section 2679(b) of United States Code. (P.L. 100-694; 102 Stat. 4563; 28 U.S.C. 2671(note), 2674, 2679(note), 2679b and d), Title 28 U.S.C. 1346(b) and state statute, where applicable, under the Pari Materia Rule.

You are hereby notified that Levi-Kenneth: Hodges, 'Lien Claimant' c/o 6870 Lavonia Hwy, Lavonia, Georgia [ 30553 ] herein files this Claim for Damages under necessity, as a matter of right and such Claim for Damages arising out of violations as enumerated herein, and as agreed and stipulated by the TORT FEASOR, Michael Dunn, d.b.a. Agent/Internal Revenue Service as evidenced and attached hereto, thereby admitting, stipulating, confessing and agreement to causing injuries to claimants' private rights, property, due process of law/rights and otherwise to wit: for the injuries and damages committed by the agent identified above as Tort Feasor, Michael Dunn, d.b.a. Agent/Internal Revenue Service, Employee Identification Number 58-08303 working under the control and within the venue of the Internal Revenue Service, Small Business and Self-Employed, 355E. Hancock Avenue, Athens, Georgia 30601

This claim is based on injuries and damages sustained by myself and my property LEVI K, HODGES© beginning on August 20, September 4, September 25, October 18, 2007, March 31, April 8, 2008 and ongoing.

The injuries/damages sustained by claimant, as far as is known, as of the date of this presentation for this claim, consists of:

CLAIM 1

In compensation for the tortuous injury of **Assault and Identity Theft** under **Title 18 U.S.C. Section 1028(a)(7)**, by **(Tort Feasor)**, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I **Levi-Kenneth: Hodges** do hereby lay claim to damages of \$2,000,000.00 (Two Million) each per count(s) (2 counts) in the amount of: \$4,000,000.00 (Four Million) United States Dollars.

CLAIM 2

In compensation for the additional injury of **Assault and Identity Theft** by use of my property **LEVI K. HODGES®**' Social Security Number under **Title 18 U.S.C. 1028(a)(7)** and **42 U.S.C. Section 408(a)(8)** in these unlawful and criminal act(s) by **(Tort Feasor)**, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I **Levi-Kenneth: Hodges** do hereby lay claim to damages of \$2,000,000.00 (Two Million) each per count of (2 counts) in the amount of: \$4,000,000.00 (Four Million) United States Dollars.

CLAIM 3

In compensation for the additional injury of **Assault with Intent** to cause my property **LEVI K. HODGES®**' to commit perjury under **Title 18 U.S.C. Section 1512, "Tampering with a Witness"** by **(Tort Feasor)**, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I **Levi-Kenneth: Hodges** do hereby lay claim to damages of \$2,000,000.00 (Two Million) each per count (2 Counts) in the amount of: \$4,000,000.00 (4 Million) United States Dollars.

## CLAIM 4

In compensation for the additional injury of **Assault** under **duress** and the **fraudulent** assertion of authority by **Tort Feasor's** omission of notice, that my property Debtor LEVI K. HODGES©' was not required to respond to **Letter 2205-A (Rev. 7-2006) dated August 20, 2007** if that letter did not contain a valid "OMB" number in accordance with **Title 44 U.S.C. Section 3512(a)(1),(2),(b)**, by **(Tort Feasor)**, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I **Levi-Kenneth: Hodges do hereby lay claim to damages in the amount of: \$2,000,000.00 (Two Million) United States Dollars.**

## CLAIM 5

In compensation for the additional injury of the **Assault with Intent by Invasion of Privacy and Identity Theft** to damage my property LEVI K. HODGES©' by **Tort Feasor's** non-disclosure in NOTICE that Fieldale Farms Corporation/Fieldale Farms Poultry, LLC was not required to respond to **Letter 1995 (DO) (Rev. 7-1985), Catalog Number 62794L dated March 31, 2008**, unless the letter contained a valid "OMB" control number in accordance with **Title 44 U.S.C. Section 3512(a)(1), (b)**, Identity Theft **Title 18 U.S.C. Section 1028(a)(7)** and the unlawful use of my property LEVI K. HODGES©' Social Security Number under **Title 42 U.S.C. Section 408(a)(8)** by **(Tort Feasor)**, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I **Levi-Kenneth: Hodges do hereby lay claim to damages in the amount of: \$2,000,000.00 (Two Million) United States Dollars.**

## CLAIM 6

In compensation for the additional injury of sending **unauthorized and fraudulent documents** by and through the United States Post Office, **"Mail Fraud"** under **Title 18 U.S.C. Section 1341**, in order to intimidate, coerce by fraud my property LEVI K.HODGES©' into committing perjury, **"Tampering with a Witness"** under **Title 18 U.S.C. Section**

1512, by, Tort Feasor, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I Levi-Kenneth: Hodges do hereby lay claim to damages of \$2,000,000.00 (Two Million) per count of (3 counts) in the amount of: \$6,000,000.00 (SIX Million) United States Dollars.

#### CLAIM 7

In compensation for the additional injury of denying right to due process of law of my property LEVI K. HODGES© under United States of America Constitution Article 7, by Tort Feasor, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I Levi-Kenneth; Hodges do hereby lay claim to damages in the amount of: \$2,000,000.00 (Two Million) United States Dollars.

#### CLAIM 8

In compensation for the additional injury of the assault/extortion and theft of my property LEVI K. HODGES©' identity/identification, as defined at Title 18 U.S.C. Section 1951, by Tort Feasor, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I Levi-Kenneth: Hodges do hereby lay claim to damages in the amount of: \$2,000,000.00 (Two Million) United States Dollars.

#### CLAIM 9

In compensation for the additional injury of the assault, extortion, willful oppression under color of law and the lack of performance of duty with intent to demand greater sums than required by law by false statement(s) and fraud, as defined at 26 U.S.C. Section 7214(a)(1), (2), (3), in the instant matter(s) of communication(s) sent to Fieldale Farms Corporation/Fieldale Farms Poultry, LLC. with the malicious criminal intent to damage contractual relations between my Debtor LEVI K. HODGES© and Fieldale Farms Corporation/Fieldale Farms Poultry, LLC by Tort Feasor, Michael Dunn, d.b.a. Agent/Employee/Internal

Revenue Service for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I **Levi-Kenneth: Hodges** do hereby lay claim to damages in the amount of: **\$2,000,000.00 (Two Million) United States Dollars.**

#### CLAIM 10

In compensation for the additional injury of **Assault, Extortion, willful oppression under color of law and the lack of performance of duty with intent to demand greater sums than required by law by false statement(s) and fraud**, as defined at **26 U.S.C. Section 7206(2)**, in these instant matters for unjust enrichment by **Tort Feasor, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I Levi-Kenneth: Hodges** do hereby lay claim to damages in the amount of: **\$2,000,000.00 (Two Million) United States Dollars.**

#### CLAIM 11

In compensation for the additional injury of **Trespass to Chattels** of my property **LEVI K. HODGES©'** contractual relations with **Fieldale Farms Corporation/Fieldale Farms Poultry, LLC**, caused by **Tort Feasor, Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service**, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I **Levi-Kenneth: Hodges** do hereby lay claim to damages in the amount of: **\$2,000,000.00 (Two Million) United States Dollars.**

#### CLAIM 12

In compensation as set forth in contract **(NOTICE) dated August 24, 2007**, that **Tort Feasor** by **Tort Feasor's** silence/act(s)/deeds knowingly, willingly and intentionally entered into a binding contract in letter/notice dated August 31, 2007, to compensate my property **LEVI K. HODGES©** as set forth in contract **(NOTICE) dated August 24, 2007** by **(Tort Feasor), Michael Dunn, d.b.a. Agent/Employee/Internal Revenue Service**, employed as an agent for Small Business and Self-Employed in the Athens, Georgia Office, while exercising a franchise, I **Levi-Kenneth: Hodges** do hereby lay claim in accordance with contractual agreement as set forth in contract **NOTICE dated August 24, 2007** in the

amount(s) of: \$1,000,023,000.00 (One Million Twenty-Three Thousand) United States Dollars.

CLAIM 13

Michael Dunn, d.b.a. Agent/Internal Revenue Service sent to my Debtor LEVI K. HODGES© a letter dated December 22, 2008 claiming that it was in response to LEVI K. HODGES©' letter dated December 17, 2008 that questioned the authority of Internal Revenue Service employees to examine books, records and issue summons, make determinations of tax liability, question whether you were a person liable to file returns or pay federal taxes, as well as what tax you are liable for. A copy of the complete letter is herein attached as Exhibit "M" attached hereto and made a part of this claim for injuries and damages by reference herein.

In accordance with contract/agreement dated August 24, 2007 an additional amount of compensation is due and owing in the amount of \$1,000.00 for the mailing of letter dated December 22, 2008 to my property LEVI K. HODGES© and received on December 23, 2008.

The total compensation claimed as of the date of this action is \$33,024,000.00.

Dated: July 20, 2009

Without Prejudice

Levi-Kenneth: Hodges  
Levi-Kenneth: Hodges, Claimant,  
Secured Party, Creditor